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6 TRANSMITTAL	Filing Date	March 9, 2007
FORM	Confirmation Number	1115
(To be seed for all correspondence after initial filing)	Inventor(s)	O'DEA
THE THAT SHE THE	Group Art Unit	3731
Express Mail Label No.: EV 672713311 US	Examiner	Erezo, D.
Total Number of Pages in This Submission: 3	Attorney Docket No.	98-58 C1

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Attached			Assignment Papers				
Amendment / Response Request and Amended Figure(s) Appeals and Interferences Request for Return of PTO-1449 Request Communication to Group (Appeal Notice, Brief, Reply Brief)  After Final Petition to the Commissioner Request for Continued Examination (RCE)  Affidavits / Declaration(s) Affidavits / Declaration(s) To Convert a Provisional Application Status Request Letter Application  Extension of Time Request Provisional Application Small Entity Statement Change of Address  Information Disclosure Statement Terminal Disclaimer(s) Request for Refund Response to Missing Parts / Incomplete Application Return Receipt Postcard  Form PTO-1449 Certified Copy of Priority Document(s) Response to Missing Parts / Incomplete Application Return Receipt Postcard  Drawing(s): Number of Pages Return Receipt Postcard  Drawing(s): Number of Pages Return Receipt Postcard  Current Due Date: May 19, 1007  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Individual and Michael W. Haas, Reg. No. 35,174  RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668  Signature August Au		ned \$	Cover Sheet				
After Final Petition to the Commissioner Request for Continued Examination (RCE)  Affidavits / Declaration(s) To Convert a Provisional Application Status Request Letter  Power of Attorney, Revocation Change of Address  Information Disclosure Statement Terminal Disclaimer(s) Request for Refund Response to Missing Parts / Incomplete Application Pocument(s) Response to Missing Parts / Incomplete Application Return Receipt Postcard  Drawing(s): Number of Pages Number of Figs. and cover sheet Informal  Current Due Date: May 19, 1007  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Individual and Michael W. Haas, Reg. No. 35,174  Company RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668  Signature May 18, 2007  CERTIFICATE OF MAILING  I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service with sufficient Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: May 18, 2007. Express Mail Label No. EV 672713311 US.  Typed Name Michael W. Haas, Reg. No. 35,174	Check No.:						
Affidavits / Declaration(s)  Affidavits / Declaration(s)  To Convert a Provisional Application Application  Extension of Time Request  Power of Attorney, Revocation Change of Address  Information Disclosure Statement  Terminal Disclaimer(s)  Request for Refund Response to Missing Parts / Incomplete Application  Certified Copy of Priority Document(s)  Certificate of Mailing by Express Mail  Drawing(s): Number of Pages Number of Figs and cover sheet Formal Informal  Current Due Date: May 19, 1007  SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT  Individual and Company RESPIRONICS, Inc., 1010 Murpy Ridge Lane, Murrysville PA, 15668  Signature  May 18, 2007  CERTIFICATE OF MAILING  I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: May 18, 2007.  Express Mail Label No. EV 672713311 US.  Typed Name Michael W. Haas, Reg. No. 35,174,	Amendme	nt / Response					
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Signature Date May 18, 2007	Typed Name Michael W. Haas, Reg. No. 35,174						
Victoria vilvas							

In re PATENT APPLICATION of

Inventor

O'DEA

Appln. No.

10/796,585

1115

Conf. No.:

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Filed:

March 9, 2004

Title:

APPARATUS AND METHOD FOR RELIEVING DYSNEA

Group Art Unit

3761

Examiner

Erezo, D.

Docket No.

98-58 C1

May 18, 2007

## RESPONSE TO RESTRICTION REQUIREMENT

Hon. Commissioner of Patents and Trademarks Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated April 19, 2007, applicant hereby elects Group I, claims 17-26 and 30 for prosecution in the present application.

Applicant kindly requests examination of the elected group/embodiment and reserves the right to file, during the pendency of the present application, a divisional application directed to the non-elected embodiment.

## **CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on May 18, 2007 with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to:

Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.EV 672713311 US.

Michael W. Haas, Reg. No. 35,174

O'DEA et al. -- Appln. No.: 10/796,585

It is respectfully submitted that the present application is in condition for allowance and a Notice to the effect is earnestly solicited.

Respectfully submitted,

Michael W. Haas

Reg. No.: 35,174

Tel. No.: (724) 387-5026 Fax No.: (724) 387-5021

RESPIRONICS INC. 1010 Murry Ridge Lane Murrysville, PA 15668-8525